

State of South Dakota

EIGHTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 2008

400P0122

SENATE BILL NO. 31

Introduced by: The Committee on Health and Human Services at the request of the Board of
Chiropractic Examiners

1 FOR AN ACT ENTITLED, An Act to provide for certification of chiropractic assistants.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
4 follows:

5 For the purposes of this chapter, the term, chiropractic assistant, means a properly qualified
6 person who has completed an educational training program approved by the board, who assists
7 in basic health care duties in the practice of chiropractic under the supervision of a doctor of
8 chiropractic, and who performs delegated duties commensurate with the chiropractic assistant's
9 education and training, but who does not evaluate, interpret, design, or modify established
10 treatment programs of chiropractic care or violate any statute.

11 Section 2. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
12 follows:

13 A chiropractic assistant seeking a certification of registration under this chapter shall
14 complete and submit an application as prescribed by the Board of Chiropractic Examiners. The
15 board may promulgate rules pursuant to chapter 1-26 to establish an annual registration fee, not



1 to exceed one hundred dollars, from those persons registered as chiropractic assistants.

2 Section 3. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
3 follows:

4 The Board of Chiropractic Examiners may promulgate rules pursuant to chapter 1-26 to
5 establish minimum educational and training requirements and continuing education
6 requirements to practice as a chiropractic assistant. The board may also require, or substitute,
7 clinical experience in addition to, or in lieu of, educational and training requirements.

8 Section 4. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
9 follows:

10 The Board of Chiropractic Examiners may register an applicant from outside the state whose
11 education and training meet the qualifications established by the board.

12 Section 5. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
13 follows:

14 The Board of Chiropractic Examiners may provide by rules promulgated pursuant to chapter
15 1-26, additional requirements for obtaining a chiropractic assistant certificate of registration.

16 Section 6. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
17 follows:

18 The registration of a chiropractic assistant may be revoked or suspended upon violation of
19 any section of this chapter or of any rule adopted by the Board of Chiropractic Examiners. All
20 proceedings concerning the revocation or suspension of a registration shall conform to contested
21 case procedure set forth in chapter 1-26.

22 Section 7. That chapter 36-5 be amended by adding thereto a NEW SECTION to read as
23 follows:

24 Any person who practices or attempts to practice as a chiropractic assistant without first

- 1 having secured a certificate of registration from the Board of Chiropractic Examiners and an
- 2 annual renewal is guilty of a Class 1 misdemeanor.